

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON APRIL 8, 2009, WITH THE FOLLOWING MEMBERS PRESENT: EDWIN H. HUMPHREY, PRESIDENT AND R. SCOTT CROSWELL III, MEMBER. LET THE RECORD SHOW THAT COMMISSIONER PROUD WAS ABSENT THIS DATE. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 1:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

IN RE: BOARD OF COUNTY COMMISSIONERS...APPOINTMENT OF CONNIE TIBBE, EXECUTIVE ASSISTANT 2, BOARD OF COUNTY COMMISSIONERS, AS CLERK PRO TEM...APPROVED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners hereby appoints Connie Tibbe, Executive Assistant 2, Board of County Commissioners, as Clerk Pro Tem for said Regular Session.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 56-09/PAYMENT OF BILLS...APPROVED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt Resolution Number **56-09** resolving to approve payment to vendors as set forth in the General Ledger Distribution Report(s) presented by the County Auditor 04/07/09 in the revised total amount of \$2,116,288.46 which includes \$15,825.40 on vouchers to Anixter Bros, Inc. and Network Equipment Sales previously approved for payment on April 1, 2009, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 57-09/PAYMENT OF BILLS...TABLED

Recommendation that the Board of County Commissioners adopt Resolution Number **57-09** resolving to approve payment to vendors as set forth in the General Ledger Distribution Report(s) presented by the County Auditor 04/07/09 as reflected in the General Ledger Distribution Excerpt Report in the amount of \$158.37, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

IN RE: CLERMONT TRANSPORTATION CONNECTION...RESOLUTION NUMBER 58-09/RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE FEDERAL TRANSIT ADMINISTRATION FOR AMERICAN RECOVERY AND REINVESTMENT ACT FUNDS (ARRA) FOR FEDERAL FISCAL YEAR 2009 FOR THE PURCHASE OF FIVE (5) BUSES & THREE (3) SUPPORT VEHICLES AND

**AUTHORIZATION TO PUBLISH A LEGAL NOTICE RELATIVE
THERE TO...09-0403-003...RATIFIED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Benjamin S. Capelle, Director, Clermont Transportation Connection, with the concurrence of David L. Spinney, County Administrator, to adopt Resolution Number **58-09** resolving to authorize the Director of Clermont Transportation Connection to file an Application (Application Number OH-96-X002) with the Federal Transit Administration, District 5, 200 West Adams Street, Suite 320, Chicago, Illinois, 60606 for American Recovery & Reinvestment Act (ARRA) Funds for Federal Fiscal Year 2009 on behalf of the Clermont County Board of Commissioners for the purchase of five (5) buses & three (3) support vehicles, in the amount of \$670,000.00, with no local match required therefore, and further, and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on 04/16/09 relative thereto.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

**IN RE: CLERMONT TRANSPORTATION CONNECTION...RESOLUTION
NUMBER 59-09/RESOLUTION AUTHORIZING THE FILING OF AN
APPLICATION WITH THE FEDERAL TRANSIT ADMINISTRATION
FOR AMERICAN RECOVERY AND REINVESTMENT ACT FUNDS
(ARRA) FOR FEDERAL FISCAL YEAR 2009 FOR THE
IMPROVEMENT, REMODEL, AND/OR CONSTRUCTION OF
FACILITIES FOR THE CLERMONT TRANSPORTATION
CONNECTION AND AUTHORIZATION TO PUBLISH A LEGAL
NOTICE RELATIVE THERETO ...09-0403-004...RATIFIED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Benjamin S. Capelle, Director, Clermont Transportation Connection, with the concurrence of David L. Spinney, County Administrator, to adopt Resolution number **59-09** resolving to authorize the Director of Clermont Transportation Connection to file an Application (Application Number OH-96-X017) with the Federal Transit Administration, District 5, 200 West Adams Street, Suite 320, Chicago, Illinois, 60606 for American Recovery & Reinvestment Act (ARRA) Funds for Federal Fiscal Year 2009 on behalf of the Clermont County Board of Commissioners for the improvement, remodel, and/or construction of facilities for the Clermont Transportation Connection, in the amount of \$741,706.00, with no local match required therefore, and further, and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on 04/16/09 relative thereto.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

**IN RE: CLERMONT TRANSPORTATION CONNECTION...RESOLUTION
NUMBER 60-09/RESOLUTION AUTHORIZING THE FILING OF AN
APPLICATION WITH THE FEDERAL TRANSIT ADMINISTRATION
FOR FEDERAL 5307 FORMULA FUNDS FOR FEDERAL FISCAL
YEAR 2009 FOR CAPITALIZED MAINTENANCE, ENHANCEMENTS,
AND SECURITY FOR THE CLERMONT TRANSPORTATION
CONNECTION AND AUTHORIZATION TO PUBLISH A LEGAL
NOTICE RELATIVE THERETO ...09-0403-005...RATIFIED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Benjamin S. Capelle, Director, Clermont Transportation Connection, with the concurrence of David L. Spinney, County Administrator, to adopt Resolution Number **60-09** resolving to authorize the Director of Clermont Transportation Connection to file an Application (Application Number OH-90-X668) with the Federal Transit Administration, District 5, 200 West Adams Street, Suite 320, Chicago, Illinois, 60606 for Federal 5307 Formula Funds for Federal Fiscal Year 2009 on behalf of the Clermont County Board of Commissioners for capitalized maintenance, enhancements, and security for the Clermont Transportation Connection, in the amount of \$60,620.00, with a required local match of \$44,124.00 to be provided from the Community Transportation Fund, and further, and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on 04/16/09 relative thereto.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...CONTRACT EXTENSION WITH A&K BARKLEY CAB INC. (A&K TRANSPORTATION) D.B.A. UNITED TAXI CAB, INC. FOR THE PROVISION OF TRANSPORTATION SERVICES FOR CUSTOMERS OF THE NON EMERGENCY TRANSPORTATION PROGRAM, AT-RISK PREGNANCY SERVICES PROGRAM, AND/OR CHILDREN'S PROTECTIVE SERVICES FOR SAME...07-0924-004...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute a Contract Extension by and between the County of Clermont, Ohio, and A&K Barkley Cab, Inc. (A&K Transportation) d.b.a. United Taxi Cab, Inc., 8070 A Beechmont Avenue, Cincinnati, Ohio 45255, previously ratified by the Board of County Commissioners on 02/27/08, for the provision of transportation services for customers of the Non Emergency Transportation Program, At-Risk Pregnancy Services Program, and/or Children's Protective Services unable to be served through the Memorandum of Understanding by and between the Department of Job and Family Services and the Board of Clermont County Commissioners, on behalf of the Clermont Transportation Connection, for an additional one (1) year effective 03/01/09 through 02/28/10, pursuant to Article One of the original Agreement, in the amounts of \$2.00 for basic pick up fee plus actual miles driven, \$1.50 per mile, \$8.00 no show fee and \$12.00 minimum charge, pursuant to the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...EXECUTION OF SUBGRANT AGREEMENTS RELATIVE TO THE PROVISION OF FAMILY STABILITY SERVICES FOR SAME...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute Subgrant Agreements by

and between the County of Clermont, Ohio, and the following providers, relative to the Request for Proposals received by the Board of County Commissioners on 01/31/08 and the original Agreements subsequently ratified by the Board of County Commissioners on 03/26/08, at the unit rates as outlined below, for a total amount not to exceed \$214,855.00, effective 04/01/09 through 03/31/10, pursuant to the terms and conditions set forth therein.

Provider	Unit Rate	Total Amount
Pressley Ridge 7162 Reading Road, Suite 900 Cincinnati, Ohio 45237 DC# 07-1226-001	\$40.00 per day/per family	\$148,927.00
Child Focus, Inc. 555 Cincinnati-Batavia Pike Cincinnati, Ohio 45244 DC# 08-0317-001	\$82.87 per one and one-half hours	\$65,928.00

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

**IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND
SECURITY/DEPARTMENT OF PUBLIC SAFETY SERVICES
...RESOLUTION DETERMINING PERSONAL PROPERTY AS NO
LONGER NEEDED, OBSOLETE AND/OR UNFIT FOR COUNTY USE
AND AUTHORIZING THE TRANSFER AND/OR EXCHANGE OF THE
IDENTIFIED PERSONAL PROPERTY TO THE CITY OF
LOVELAND...09-0326-001...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Stephen H. Rabolt, Director, Office of Technology, Communications and Security/Department of Public Safety Services, with the concurrence of David L. Spinney, County Administrator, that the Board of County Commissioners resolve to determine that personal property, specifically Kohler Generator, Serial Number 363247, is no longer in service for which it was originally acquired and is no longer needed for use by the Office of Technology, Communications and Security/Department of Public Safety Services, in its current location and that the aforesaid stated personal property be transferred to the City of Loveland, 126 South Lebanon Road, Loveland, Ohio 45140, to support radio equipment used by the receiving party as well as our 800 MHz backbone communications back-up in loss of power situations in an even exchange for a Guardian Generator, Serial Number 3189044, owned by the City of Loveland, which will be placed at the Franklin Township Radio Amateur Civil Emergency Service (RACES) tower site thereby improving RACES communications and that said exchange is strictly for the purpose of public safety communications, and hereby authorizes the Office of Technology, Communications and Security/Department of Public Safety Services to remove or delete all confidential or privileged information from each unit; to delete these items from their inventory; to transfer the assets which will thereby become the responsibility of the receiving agency for all future maintenance and final disposition; that the received equipment will be properly inventoried and installed to support emergency communication as provided by Radio Amateur Civil Emergency Service (RACES) during a disaster; and further, that said equipment shall be accepted by each agency in an “as is” condition without further warranty, either expressed or implied, pursuant to Section 307.12 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

**IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND
SECURITY...RESOLUTION NUMBER 61-09/RESOLUTION**

AUTHORIZING THE SALE OF UNNEEDED, OBSOLETE OR UNFIT PERSONAL PROPERTY NO LONGER NECESSARY FOR COUNTY USE BY INTERNET AUCTION DURING CALENDAR YEAR 2009...09-0326-002...ADOPTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, with the concurrence of David L. Spinney, County Administrator, to adopt Resolution Number **61-09** authorizing the sale of unneeded, obsolete or unfit personal property no longer necessary for county use by internet auction during Calendar Year 2009, pursuant to Section 307.12 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY...AGREEMENT WITH GOVDEALS, INC. FOR THE DISPOSAL OF UNNEEDED, OBSOLETE OR UNFIT PERSONAL PROPERTY NO LONGER NECESSARY FOR COUNTY USE BY INTERNET AUCTION...09-0326-003...RATIFIED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, with the concurrence of David L. Spinney, County Administrator, to authorize David L. Spinney to execute an Agreement with GovDeals, Inc., 5907 Carmichael Place, Montgomery, Alabama 36117, pursuant to Section 307.12(E) of the Ohio Revised Code, for the provision of disposal of unneeded, obsolete or unfit personal property no longer necessary for county use by internet auction, at the rate as outlined therein, effective upon execution by GovDeals, Inc. for a period of twelve (12) months, pursuant to the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: CLERMONT COUNTY SEWER DISTRICT/COUNTY WASTEWATER SYSTEM...RESOLUTION NUMBER 62-09/RESOLUTION DECLARING THE NECESSITY FOR PROJECT NUMBER 651-0036 RELATIVE TO THE CONSTRUCTION, MAINTENANCE, AND OPERATION OF THE BENTON ROAD AND ST. JOSEPH DRIVE SEWER PETITION PROJECT SITUATED WITHIN BATAVIA TOWNSHIP AND AUTHORIZING PUBLICATION OF NOTICE OF PUBLIC HEARING RELATIVE TO ENDORSEMENTS OF AND/OR OBJECTIONS THERETO...09-0327-002...RATIFIED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Matt Smith, P.E., P.S., Project Manager, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to adopt Resolution Number **62-09** declaring the necessity to construct improvements to the Clermont County Wastewater System within the Clermont County Sewer District for Project Number 651-0036 consisting of constructing, maintaining, and operating the Benton Road and St. Joseph Drive Sewer Petition

Project situated within Batavia Township, as set forth in Exhibits "A" and "B", attached thereto and made a part thereof, and as more particularly described in the detailed plans, specifications, revised estimates of cost and financing, and revised tentative assessments which are on file in the Office of the Clermont County Sewer District, 4400 Haskell Lane, Batavia, Ohio 45103 where they may be examined by all persons interested therein; to authorize Thomas C. Yeager, Director of Utilities, and/or Lyle G. Bloom, P.E., Sanitary Engineer, to execute any and all documents relative to obtaining any additional funding relative thereto; and further, to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation for two consecutive weeks commencing on 04/16/09, to publish the date, time, and place designated by the Board of County Commissioners where endorsements of and/or objections to the construction and financing of the aforesaid proposed improvements will be heard pursuant to Chapter 6117 of the Ohio Revised Code. Public Hearing to be held at **2:00 P.M. Local Time on Wednesday, 05/13/09** at the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103-2960. This notice is also posted on Clermont County's internet site.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: CLERMONT COUNTY SEWER DISTRICT...RESOLUTION NUMBER 63-09/RESOLUTION ACCEPTING A PETITION FOR WATER SERVICE FOR PROJECT NUMBER 621-0048 RELATIVE TO THE WOOD COVE DRIVE WATER PETITION PROJECT LOCATED WITHIN STONELICK TOWNSHIP; ACCEPTING REQUESTS TO PARTICIPATE IN BENEFIT AND ASSESSMENT BY 100% OF THE PROPERTY OWNERS AND WAIVERS OF THE SECOND PUBLIC INVOLVEMENT MEETING, THE PUBLIC HEARING AND THE COUNTY'S RESPONSIBILITY FOR FUTURE REPAIR AND MAINTENANCE OF WOOD COVE DRIVE; AUTHORIZING, APPROVING, AND RATIFYING DETAILED PLANS, SPECIFICATIONS, ESTIMATES OF COST AND FINANCING, AND TENTATIVE ASSESSMENT ROLL RELATIVE THERETO; DECLARING THE NECESSITY THEREFORE; AND FURTHER, DETERMINING TO MAKE IMPROVEMENTS AND TO PROCEED WITH SAID PROJECT...09-0327-003...ADOPTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Matt Smith, P.E., P.S., Project Manager, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to adopt Resolution Number **63-09** resolving to accept a petition for water service for Project Number 621-0048 relative to the Wood Cove Drive Water Petition Project located within Stonelick Township; to accept requests to participate in the benefit and assessment by 100% of the property owners and waivers of the second public involvement meeting, the public hearing and the County's responsibility for future repair and maintenance of Wood Cove Drive, a private drive, following completion of the Project; to authorize, approve and ratify detailed plans, specifications, estimates of cost and financing and tentative assessment roll relative thereto; to declare the necessity therefore; and further, to determine to make improvements and to proceed with the construction, operation and maintenance of said Project as set forth in Exhibits "A", "B", "C", "D", "D-1", "D-2" and "D-3", attached thereto and made a part thereof, in conformance with the detailed plans, specifications, estimates of cost and financing, and tentative assessment of benefited properties as identified in Exhibits "A" and "B" and based on a per benefited parcel method of assessment, and/or the proceeds of general obligation special assessment notes or bonds in anticipation of the collection thereof, and from a contribution by the Waterworks System Capital Improvement Fund, pursuant to and in compliance with Chapter 6103 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: CLERMONT COUNTY SEWER DISTRICT...CONTRACT FOR MINOR PUBLIC IMPROVEMENT PROJECT WITH ISELER DEMOLITION, INC. FOR THE DISMANTLING OF THE MT. REPOSE ELEVATED WATER STORAGE TANK SITUATED WITHIN MIAMI TOWNSHIP IN CONCERT WITH PROJECT NUMBER 621-0047 RELATIVE TO THE WARDS CORNER, MT. REPOSE, AND NEWTONSVILLE ELEVATED TANK PAINTING/REPAIR PROJECT LOCATED IN MIAMI AND WAYNE TOWNSHIPS...09-0320-003...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Chris Rowland, P.E., Project Manager, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District and Scot Lahrmer, Assistant County Administrator, to execute a Contract for Minor Public Improvement Project by and between the Board of Clermont County Commissioners and Iseler Demolition, Inc., 71231 Burlison Lane, Romeo, Michigan 48065 for the dismantling of the Mt. Repose Elevated Water Storage Tank situated within Miami Township in concert with Project Number 621-0047 relative to the Wards Corner, Mt. Repose, and Newtonsville Elevated Tank Painting/Repair Project located in Miami and Wayne Townships, Clermont County, Ohio, in accordance with the scope of services as identified in Exhibit A, attached thereto and made a part thereof, for a total amount not to exceed \$24,920.00, which includes all charges and expenses therefore, with said services to be completed within 60 consecutive calendar days upon the Company’s receipt of a signed contract and the issuance of a written Notice to Proceed from the Clermont County Sewer District, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: COUNTY ENGINEER...WOODBURY GLEN SUBDIVISION/BATAVIA TOWNSHIP...RECORD PLAT NUMBER 629-2622 FOR THE REPLAT OF LOTS IN THE FOLLOWING SUBDIVISION/LOCATION WITHIN SAME...09-0403-008...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Record Plat Number **629-2622** for the Replat of Lots in the following subdivision within Batavia Township:

Subdivision	Record Plat Number	Reason for Replat
Replat of Lot Number 24, and the portion of Woodbury Glen Drive vacated by Resolution Number 48-09 Woodbury Glen Subdivision Batavia Township	629-2622	To create new Lot Number 52

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: COUNTY ENGINEER...REQUEST FOR A TEMPORARY DETOUR TO THROUGH TRAFFIC ON COZZADALE ROAD IN GOSHEN TOWNSHIP...09-0403-001...APPROVED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize a temporary detour to through traffic on Cozzadale Road in Goshen Township for the period of **Monday, 04/13/09, through Friday, 05/01/09**, for installation of sanitary service laterals, as well as, complete pavement restoration along Cozzadale Road, with the understanding that the appropriate barriers and detour signs will be maintained during the afore stated temporary detour along an alternate route by the appropriate law enforcement agency therefore pursuant to Section 5543.17 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: OFFICE OF ECONOMIC DEVELOPMENT...FIRST AMENDMENT TO THE AGREEMENT FOR CONSULTING SERVICES/ECONOMIC DEVELOPMENT SERVICES WITH THE ECONOMIC DEVELOPMENT CORPORATION OF CLERMONT COUNTY FOR THE PROVISION OF PLANNING, DEVELOPMENT, IMPLEMENTATION, AND MANAGEMENT OF A STRATEGIC ECONOMIC DEVELOPMENT PROGRAM PLAN FOR CLERMONT COUNTY...08-0401-001...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Andrew Kuchta, Director, Office of Economic Development, with the concurrence of David L. Spinney, County Administrator, to execute the First Amendment to the Agreement for Consulting Services/Economic Development Services by and between the Board of County Commissioners, Clermont County, Ohio, and the Economic Development Corporation of Clermont County (ED3C), 175 E. Main Street, Batavia, Ohio 45103 for the provision of professional duties, services, and work necessary for planning, development, implementation, and management of a strategic economic development program plan for Clermont County, previously ratified by the Board of County Commissioners on 04/02/08, to revise the scope of services to provide additional duties to be performed by ED3C relative to the participation in the Cincinnati USA Partnership regional economic development business attraction program as outlined in the ED3C proposal dated 04/02/08, attached thereto and incorporated therein, with an adjustment of fees to be paid by the County in the amount of \$25,000.00, with all other terms and conditions of the original Agreement to remain in full force and effect, contingent upon issuance of a purchase order therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: COUNTY SHERIFF...GRANT APPLICATION THROUGH THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, RELATIVE TO THE RECOVERY ACT EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROJECT ENTITLED CLERMONT COUNTY NARCOTICS TASK FORCE FOR SAME...09-0330-002...APPROVED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Albert J. Rodenberg, Jr., County Sheriff, with the concurrence of David L. Spinney, County Administrator, to approve a Grant Application for funding through the U.S. Department of Justice, Office of Justice Programs, 810 Seventh Street, NW, Washington, DC 20531 relative to the Recovery Act Edward Byrne Memorial Justice Assistance Grant (JAG) Project entitled Clermont County Narcotics Task Force to be implemented by the County Sheriff in the amount of \$49,458.00, with no local match required therefore, effective for the period of 09/01/09 through 08/31/11, and to authorize Edwin H. Humphrey, President of the Board of Clermont County Commissioners, or in his absence any Board member, to act as the sub-grantee for same and to execute all documents relative thereto, pursuant to the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: CLERMONT COUNTY COURT OF COMMON PLEAS/ADULT PROBATION DEPARTMENT...CONTRACT FOR PROFESSIONAL SERVICES WITH CLERMONT RECOVERY CENTER, INC. FOR THE PROVISION OF INTENSIVE SUPERVISION PROBATION SERVICES FOR FELONY OFFENDERS FOR SAME...09-0327-001...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Bruce Gibson, Director, Clermont County Court of Common Pleas/Adult Probation Department, with the concurrence of David L. Spinney, County Administrator, to execute a Contract for Professional Services by and between the Board of County Commissioners of Clermont County, Ohio, on behalf of the Clermont County Court of Common Pleas/Adult Probation Department, and Clermont Recovery Center, Inc., 1088 Wasserman Way, Suite C, Batavia, Ohio 45103 for the provision of Intensive Supervision Probation Services for Felony Offenders to include two (2) six-week group programs, "Thinking for a Change", in the amount not to exceed \$3,000.00, effective 04/01/09 through 06/30/09, pursuant to the terms and conditions set forth therein and in concert with the Community-Based Corrections Act 407 Non-Residential Felony Grant Prison Diversion Program ratified by the Board of County Commissioners on 05/23/07 and subsequently amended on 09/26/07, 03/26/08, 04/02/08, 05/14/08 and 03/23/09.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 64-09/RESOLUTION DETERMINING THAT THE BOARD OF COUNTY COMMISSIONERS WILL NOT RATIFY THE CONTRACT WITH THE EFFECTIVE DATE OF MARCH 1, 2008 THROUGH FEBRUARY 19, 2011 BETWEEN THE CLERMONT COUNTY SHERIFF AND THE CLERMONT COUNTY CORRECTIONS ASSOCIATION...09-0318-003...ADOPTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to adopt Resolution Number **64-09** resolving to not ratify or otherwise accept the Correction Officers Collective Bargaining

Agreement between the Clermont County Sheriff and the Clermont County Corrections Association, with the effective date of March 1, 2008 through February 19, 2011, due to the lack of 2009 appropriations in the Sheriff’s budget to sustain the salary increases awarded by the conciliator at the current employment levels as outlined therein, as well as, given the fact that, with the current financial deterioration facing the county, ratification of this agreement would impede the Board of County Commissioners’ ability to continue to perform statutorily mandated administration of the county finances in a reasonable and responsible manner; and further, to authorize the Clerk of the Board to notify the Clermont County Sheriff formally that the Board of County Commissioners has declined to ratify the Correction Officers Collective Bargaining Agreement for the reasons outlined in said Resolution.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

**IN RE: BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY
 ACTIONS FOR FISCAL YEAR 2009...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to approve financial/budgetary actions as they relate to changes in the Annual Appropriation Resolution for Fiscal Year 2009 (Resolution Number 194-08) and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

BUDGET TRANSFER OF FUNDS:

\$ 14,936.00	From Emergency Communication Capital Fund 408-1019-5700 to 408-1019-6600 (Materials & Supplies to Capital Outlay)
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CASH TRANSFER OF FUNDS

\$ 110,000.00	From Water Revenue Fund 601-8550-7310 to Water & Sewer Combined Services Fund 603-0603-4871
\$ 110,000.00	From Sewer Revenue Fund 602-8530-7310 to Water & Sewer Combined Services Fund 603-0603-4871

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

LET THE RECORD SHOW: THAT THE PRESIDENT OF THE BOARD OF COUNTY COMMISSIONERS RECESSED REGULAR SESSION AT 1:26 P.M. TO BE RECONVENED AT 2:00 P.M. THIS DATE.

LET THE RECORD SHOW: THE BOARD RECONVENED REGULAR SESSION AT 2:00 P.M.

**IN RE: BOARD OF COUNTY COMMISSIONERS...PUBLIC HEARING
 RELATIVE TO THE REQUEST TO CHANGE THE NAME OF A
 PORTION OF BEECHWOOD ROAD TO OLD BEECHWOOD ROAD
 LOCATED IN UNION TOWNSHIP...09-0225-002**

LET THE RECORD SHOW: THAT A PUBLIC HEARING WAS SCHEDULED AT 2:00 P.M. THIS DATE AND CALLED TO ORDER AT 2:00 P.M. IN THE OFFICE OF THE BOARD OF COUNTY COMMISSIONERS, 101 EAST MAIN STREET, BATAVIA, OHIO 45103-2960, TO AFFORD PUBLIC COMMENT ON THE REQUEST TO CHANGE THE

NAME OF A PORTION OF BEECHWOOD ROAD TO OLD BEECHWOOD ROAD LOCATED IN UNION TOWNSHIP AS REQUESTED BY THE CLERMONT COUNTY ENGINEER'S OFFICE, 2381 CLERMONT CENTER DRIVE, BATAVIA, OHIO 45103.

THIS PUBLIC HEARING WAS RECORDED AND VIDEOTAPED AND EITHER/OR ARE AVAILABLE FOR PUBLIC INSPECTION MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M.

CRAIG RISNER, DEPUTY SURVEYOR, CLERMONT COUNTY ENGINEER'S OFFICE, PROVIDED AN OVERVIEW RELATIVE TO THE NAME CHANGE OF A PORTION OF BEECHWOOD ROAD TO OLD BEECHWOOD ROAD LOCATED IN UNION TOWNSHIP. MR. RISNER STATED THIS ROAD NAME CHANGE WOULD ELIMINATE POTENTIAL CONFUSION RESULTING FROM THE HIGHWAY IMPROVEMENT PROJECTS IN AND AROUND THE BEECHWOOD ROAD/STATE ROUTE 32 INTERSECTION. THE TOTAL DISTANCE OF THE PORTION OF BEECHWOOD ROAD PROPOSED TO BE CHANGED IS 572 FEET.

NO ONE APPEARED IN OPPOSITION, NOR WERE ANY COMMENTS RECEIVED EITHER IN FAVOR OF, OR IN OPPOSITION TO THE PROPOSED ROAD NAME CHANGE.

NO WRITTEN COMMENTS WERE RECEIVED EITHER IN FAVOR OF, OR IN OPPOSITION TO THE PROPOSED ROAD NAME CHANGE.

HAVING NO FURTHER COMMENT TO COME BEFORE THE BOARD OF COUNTY COMMISSIONERS FOR CONSIDERATION THEREOF, THE PUBLIC HEARING WAS CONCLUDED AT 2:07 P.M. LOCAL TIME.

LET THE RECORD SHOW: THAT THE PRESIDENT OF THE BOARD OF COUNTY COMMISSIONERS RECESSED REGULAR SESSION AT 2:07 P.M. TO BE RECONVENED AT 2:30 P.M. THIS DATE.

LET THE RECORD SHOW: THE BOARD RECONVENED REGULAR SESSION AT 2:33 P.M.

**IN RE: BOARD OF COUNTY COMMISSIONERS...PUBLIC HEARING
RELATIVE TO THE REQUEST TO CHANGE THE NAME OF A
PORTION OF CORNSTALK LANE TO BEECHWOOD ROAD
LOCATED IN UNION TOWNSHIP...09-0225-003**

LET THE RECORD SHOW: THAT A PUBLIC HEARING WAS SCHEDULED AT 2:30 P.M. THIS DATE AND CALLED TO ORDER AT 2:33 P.M. IN THE OFFICE OF THE BOARD OF COUNTY COMMISSIONERS, 101 EAST MAIN STREET, BATAVIA, OHIO 45103-2960, TO AFFORD PUBLIC COMMENT ON THE REQUEST TO CHANGE THE NAME OF A PORTION OF CORNSTALK LANE TO BEECHWOOD ROAD LOCATED IN UNION TOWNSHIP AS REQUESTED BY THE CLERMONT COUNTY ENGINEER'S OFFICE, 2381 CLERMONT CENTER DRIVE, BATAVIA, OHIO 45103.

THIS PUBLIC HEARING WAS RECORDED AND VIDEOTAPED AND EITHER/OR ARE AVAILABLE FOR PUBLIC INSPECTION MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M.

CRAIG RISNER, DEPUTY SURVEYOR, CLERMONT COUNTY ENGINEER'S OFFICE, PROVIDED AN OVERVIEW RELATIVE TO THE NAME CHANGE OF A PORTION OF CORNSTALK LANE, A TOWNSHIP ROADWAY, TO BEECHWOOD ROAD. THE MAINTENANCE OF THIS SECTION OF BEECHWOOD ROAD WOULD BE ASSUMED BY THE CLERMONT COUNTY ENGINEER'S OFFICE, WHICH WILL REDUCE THE

TOWNSHIP'S ROAD MILEAGE FOR 2009. THE TOTAL DISTANCE OF THE PORTION OF CORNSTALK LANE PROPOSED TO BE CHANGED TO BEECHWOOD ROAD IS 264 FEET.

NO ONE APPEARED IN OPPOSITION, NOR WERE ANY COMMENTS RECEIVED EITHER IN FAVOR OF, OR IN OPPOSITION TO THE PROPOSED ROAD NAME CHANGE.

NO WRITTEN COMMENTS WERE RECEIVED EITHER IN FAVOR OF, OR IN OPPOSITION TO THE PROPOSED ROAD NAME CHANGE.

HAVING NO FURTHER COMMENT TO COME BEFORE THE BOARD OF COUNTY COMMISSIONERS FOR CONSIDERATION THEREOF, THE PUBLIC HEARING WAS CONCLUDED AT 2:35 P.M. LOCAL TIME.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 65-09/RESOLUTION APPROVING THE NAME CHANGE OF A PORTION OF BEECHWOOD ROAD TO OLD BEECHWOOD ROAD LOCATED WITHIN UNION TOWNSHIP...09-0225-002...ADOPTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation to adopt Resolution Number **65-09** resolving to change the name of a portion of Beechwood Road to Old Beechwood Road located within Union Township, as described therein, having found that there is good cause for the name change and that the name change will not be detrimental to the general interest pursuant to Section 5541.04 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 66-09/RESOLUTION APPROVING THE NAME CHANGE OF A PORTION OF CORNSTALK LANE TO BEECHWOOD ROAD LOCATED WITHIN UNION TOWNSHIP...09-0225-003...ADOPTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation to adopt Resolution Number **66-09** resolving to change the name of a portion of Cornstalk Lane to Beechwood Road located within Union Township, as described therein, having found that there is good cause for the name change and that the name change will not be detrimental to the general interest pursuant to Section 5541.04 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

LET THE RECORD SHOW: That a motion by Mr. Croswell, seconded by Mr. Humphrey, to approve the minutes of Regular Session of **04/08/09** carried with all members present voting affirmatively thereon.

LET THE RECORD SHOW: That the President of the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 2:37 P.M.

COMMISSIONERS' JOURNAL #303 CLERMONT COUNTY REGULAR SESSION 04/08/09

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

**EDWIN H. HUMPHREY, PRESIDENT
ROBERT L. PROUD, VICE PRESIDENT
R. SCOTT CROSWELL III, MEMBER**

CONNIE TIBBE, CLERK PRO TEM

DATE APPROVED – 04/08/09